

IN THE COURT OF SESSIONS, KASARAGOD DIVISION

Present:-Sri.Sanu.S. Panicker, Sessions Judge,
Thursday, the 18th day of September, 2025

Criminal M.P.No.5293/2025 in Cr1.Appeal No.213/2025

Between:-

Abdul Rahim.P.U, aged 48 years,
S/o.C.K.Yousuf,
R/at.Pilinilkumkalayil Paroalockal,
Ettumanoor, Athirmpuzha, Kottayam.

Petitioner/
Appellant

And

- 1 Jismon Baby, aged 27 years,
S/o.Baby Thannikuzhiyil,
R/at.Nayikayam, Kodom Belur,
Thayannur Village, Vellarikund,
Kasaragod.
- 2 State; Rep. by Public Prosecutor,
Kasaragod

Respondents

Petition filed by the petitioner u/s.430(1) of BNSS to stay the execution of the sentence passed by the Judicial First Class Magistrate-I, Hosdurg in STC No.727/2019 dated 18.08.2025 till the disposal of the appeal.

Petition was presented on : 17.08.2025

This petition coming on this day for hearing before me in the presence of Sri.Sumesh.T, Advocate for Petitioner; Pubic Prosecutor for 2nd Respondent (State); and the Court passed the following:-

O R D E R

Heard.

2. At the hearing, Mr.Sumesh.T, the learned counsel appearing for the petitioner/appellant argued that the appellant has got good grounds to contest the matter in the appeal. He further submitted that the appellant has settled the matter with the respondent and as per the terms of settlement, the appellant is liable to pay only an amount of ₹ 40,000/- which he will deposit within two months. He therefore prays for suspension of sentence against the appellant.

3. Having gone through the facts and circumstances of the case and the submission of the learned counsel appearing for the appellant, I am of the view that the execution of sentence against the appellant is liable to be suspended on his depositing an amount of ₹ 40,000/- within a period of two months from today. I order accordingly.

In the result, the execution of impugned sentence against the petitioner/appellant in STC No.727/2019 on the file of the Court of Judicial First Class Magistrate-I, Hosdurg stands suspended on his executing a bond for ₹ 25,000/- (Rupees Twenty Five Thousand only) with a solvent surety for the like sum, and also on his depositing ₹40,000/- (Rupees forty thousand only) before the trial court on or before 14.11.2025, however the petitioner/appellant shall execute the bond on or before 25.09.2025.

Dictated to the Confidential Assistant, transcribed and typed by her, revised and corrected by me and pronounced on this the 18th day of September, 2025.

**Sd/-
SESSIONS JUDGE
KASARAGOD.**

//True copy//

SHERISTADAR

Typed by : Jayanthi.K
Compared by: Reshmi.P

Fair/ Copy of order in
Criminal M.P.No.5293/2025 in
Crl.Appeal No.213/2025
Dated:18.09.2025